

**HOUSE JOURNAL
63RD LEGISLATURE
TENTH LEGISLATIVE DAY**

Helena, Montana
January 18, 2013

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Kary. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representatives Calf Boss Ribs, Salomon, excused. Quorum present.

BILLS (O'Hara, Chair): 1/18/2013

Transmitted to the Senate: **HB 41, HB 51.**

Correctly printed: **HB 17, HB 26, HB 32, HB 40, HB 46, HB 47, HB 52, HB 54, HB 55, HB 60, HB 64, HB 67, HB 73, HB 82, HB 94, HB 107, HB 110, HB 111, HB 114, HB 124, HB 125, HB 136, HB 137, HB 142, HB 148, HB 164, HB 167, HB 175, HB 179, HB 234, HB 244, HB 245, HB 246, HB 247, HB 248, HB 249, HB 250, HB 251, HB 252, HJR 2.**

Correctly engrossed: **HB 58, 36, 50, 104, 115, 129.**

REPORTS OF STANDING COMMITTEES

AGRICULTURE (Randall, Chair): 1/17/2013
HB 115, introduced bill, be amended as follows:

1. Title, page 1, line 7.

Following: "GOATS;"

Strike: "AND"

2. Title, page 1, line 7.

Following: "MCA"

Insert: "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

3. Page 1.

Following: line 21

Insert: "NEW SECTION. Section 2. Effective date. [This act] is effective on passage and approval."

And, as amended, do pass. Report adopted.

FISH, WILDLIFE AND PARKS (Welborn, Chair): 1/17/2013
HB 26, do pass. Report adopted.
HB 136, do pass. Report adopted.
HB 142, do pass. Report adopted.
HB 179, do pass. Report adopted.

HOUSE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 18, 2013

LOCAL GOVERNMENT (Bangerter, Chair):

1/17/2013

HB 148, do pass. Report adopted.

HB 164, do pass. Report adopted.

JUDICIARY (Kerns, Chair):

1/18/2013

HB 50, introduced bill, be amended as follows:

1. Title, page 1, line 6.

Following: "DEFINITIONS;"

Strike: "ALLOWING FOR"

Insert: "REQUIRING"

2. Page 1, line 27 through line 28.

Following: "officer" on line 27

Strike: "whose scope of employment includes enforcing federal immigration laws or preserving homeland security"

Insert: "as defined in 5 U.S.C. 8331(20) and 5 U.S.C. 8401(17)"

3. Page 1, line 29.

Following: "means the"

Strike: "legal"

Insert: "lawful or unlawful"

4. Page 2, line 2.

Strike: "or the identity or location of a person who is reasonably believed to be illegally residing in the United States"

5. Page 2, line 10 through line 12.

Following: "from" on line 10

Strike: "communicating" on line 10 through "official duties." on line 12

Insert: "taking any of the following actions with respect to information regarding a person's immigration status:

(i) sending information to or requesting or receiving immigration status information from federal officials or law enforcement officers while the local official or employee is acting within the scope of the local official's or employee's official duties;

(ii) maintaining immigration status information;

(iii) exchanging immigration status information with any federal or state governmental entity or local governing body;

(iv) determining eligibility for any public benefit, service, or license provided by federal law or a law of this state or its political subdivisions;

(v) verifying a claim of residence or domicile if a determination of residence or domicile is required under federal law or a law of this state or its political subdivisions or under a judicial order issued pursuant to a civil or criminal proceeding in this state;

HOUSE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 18, 2013

- (vi) confirming the identity of a person who is detained by law enforcement officials;
- (vii) determining whether a person is in compliance with the federal registration laws prescribed by Title II, chapter 7, of the Immigration and Nationality Act, 8 U.S.C. 1301, et seq., if the person is an alien; or
- (viii) acting in any other manner that violates the provisions of 8 U.S.C. 1373 and 1644."

And, as amended, do pass. Report adopted.

JUDICIARY (Kerns, Chair):

1/18/2013

HB 104, introduced bill, be amended as follows:

1. Page 2, lines 12 through 17.

Strike: "The provisions of" on line 12 through "woman's behalf." on line 17

Insert: "A prosecution for a violation of 45-5-102 or 45-5-103 with regard to the death of an unborn child may not be brought against:

- (1) a person for conduct relating to an abortion for which the consent of the pregnant woman or a person authorized by law to act on her behalf has been obtained or for which the consent is implied by law;
- (2) a person for any medical treatment of the pregnant woman or her unborn child; or
- (3) a woman with respect to her unborn child."

And, as amended, do pass. Report adopted.

BUSINESS AND LABOR (Berry, Chair):

1/18/2013

HB 82, do pass. Report adopted.

HB 94, do pass. Report adopted.

STATE ADMINISTRATION (Ingraham, Chair):

1/18/2013

HB 46, do pass. Report adopted.

HB 54, do pass. Report adopted.

HB 64, do pass. Report adopted.

HB 67, do pass. Report adopted.

HB 110, do pass. Report adopted.

HB 124, do pass. Report adopted.

HB 125, do pass. Report adopted.

HJR 2, do pass. Report adopted.

HJR 129, introduced joint resolution, be amended as follows:

1. Page 1, line 27.

Strike: "5" on page 1, line 27

Insert: "6"

And, as amended, do pass. Report adopted.

HOUSE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 18, 2013

TAXATION (Miller, Chair):

1/18/2013

HB 32, do pass. Report adopted.

HB 36, introduced bill, be amended as follows:

1. Page 3, line 12.

Following: "purposes:"

Insert: "When the money is a reimbursement, the money may be expended at the discretion of the trustees for school purposes."

And, as amended, do pass. Report adopted.

HB 111, do pass. Report adopted.

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 167, introduced by B. Bennett, Facey, referred to Joint Committee on Pensions.

HB 175, introduced by Wilmer, referred to Joint Committee on Pensions.

HB 234, introduced by Fitzpatrick, Curtis, Gibson, Hagan, Hamlett, Lavin, Lynch, O'Hara, referred to Joint Committee on Pensions.

HB 244, introduced by Connell, White, referred to Natural Resources.

HB 245, introduced by Edmunds, referred to Local Government.

HB 246, introduced by White, Redfield, C. Smith, Zolnikov, referred to Local Government.

HB 247, introduced by Lavin, Fitzpatrick, Galt, Glimm, Randall, Regier, Reichner, referred to Fish, Wildlife and Parks.

HB 248, introduced by B. Bennett, Ehli, Lenz, Steenberg, referred to Natural Resources.

HB 249, introduced by Doane, Brenden, Clark, Flynn, Galt, Halvorson, Kerns, Knudsen, McChesney, Miller, D. Moore, Randall, Redfield, Salomon, C. Smith, Wagoner, White, referred to Agriculture.

HB 250, introduced by Bangerter, Berry, Blasdel, C. Smith, Sonju, referred to Business and Labor.

HB 251, introduced by Ingraham, referred to State Administration.

HB 252, introduced by Ingraham, referred to State Administration.

The following House joint resolution was introduced, read first time, and referred to committee:

HJR 6, introduced by Hill, Noonan, referred to Judiciary.

HOUSE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 18, 2013

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Vance moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Ballance in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 40 - Representative Dudik moved **HB 40** do pass. Motion carried as follows:

Yeas: Ankney, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: J. Bennett, Doane, Flynn, Harris, Kerns.

Total 5

Excused: None.

Total 0

Absent or not voting: Ballance.

Total 1

HB 47 - Representative McClafferty moved **HB 47** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton,

HOUSE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 18, 2013

Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Harris.
Total 1

HB 52 - Representative Lieser moved **HB 52** do pass. Motion carried as follows:

Yeas: Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Edmunds, Ehli, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, B. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 92

Nays: Ankney, Doane, Fiscus, Harris, Kerns, Miller, Shaw, C. Smith.
Total 8

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 58 - Representative Brodehl moved **HB 58**, second reading copy, be amended as follows:

1. Page 1, line 25.
Strike: "\$400"
Insert: "\$40"

2. Page 1, line 26.
Strike: "\$200"
Insert: "\$20"

HOUSE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 18, 2013

Amendment adopted as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Blyton, Boss Ribs, Brodehl, Clark, Coffin, Connell, Cook, Cuffe, Curtis, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, McCarthy, McChesney, McNally, Mehlhoff, Miller, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Schwaderer, Shaw, C. Smith, Steenberg, Vance, Wagoner, Warburton, Washburn, Welborn, White, Williams, Zolnikov, Mr. Speaker.

Total 66

Nays: B. Bennett, Berry, Boland, Brockie, Court, Dudik, Eck, Gursky, Harris, Hunter, Jacobson, Lenz, Lieser, Lynch, MacDonald, McClafferty, McNiven, Moore, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Swanson, Whitford, Wilmer, Wilson, Woods.

Total 33

Voted Absentee: Boss Ribs, AYE

Excused: Salomon.

Total 1

Absent or not voting: None.

Total 0

HB 58 - Representative Noonan moved **HB 58**, as amended, do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Coffin, Cook, Court, Cuffe, Curtis, Dudik, Eck, Ehli, Galt, Gibson, Greef, Gursky, Hagan, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Ingraham, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, O'Neil, Pease-Lopez, Pierson, Pomnichowski, Price, Reichner, Salomon, Schreiner, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.

Total 67

Nays: J. Bennett, Clark, Connell, Doane, Edmunds, Fiscus, Fitzpatrick, Flynn, Glimm, Hagstrom, Halvorson, Hansen, Harris, Howard, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Miller, Osmundson, Peppers, Randall, Redfield, Regier, Schwaderer, Warburton, Washburn, White, Zolnikov.

Total 33

Excused: None.

Total 0

HOUSE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 18, 2013

Absent or not voting: None.

Total 0

HB 60 - Representative Berry moved **HB 60** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 73 - Representative Flynn moved **HB 73** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.

Total 0

Excused: None.

Total 0

HOUSE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 18, 2013

Absent or not voting: None.

Total 0

HB 107 - Representative Lynch moved **HB 107** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Doane, O'Neil, Reichner.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 114 - Representative Clark moved **HB 114** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

HOUSE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 18, 2013

Absent or not voting: None.

Total 0

HB 137 - Representative Dudik moved **HB 137** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Vance moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Ballance moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: None.

Total 0

Excused: Boss Ribs, Salomon.

HOUSE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 18, 2013

Total 2

Absent or not voting: None.

Total 0

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 65 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, Berry, Boland, Brockie, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Gibson, Greef, Gursky, Hagstrom, Hertz, Hill, Hollandsworth, Hollenbaugh, Hunter, Jacobson, Knudsen, Lang, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan, O'Hara, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Reichner, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Vance, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.

Total 63

Nays: J. Bennett, Blyton, Brodehl, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Hagan, Halvorson, Hansen, Harris, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Laszloffy, Lavin, Lenz, McNiven, Miller, O'Neil, Randall, Redfield, Regier, Schwaderer, C. Smith, Wagoner, Warburton, Zolnikov.

Total 35

Excused: Boss Ribs, Salomon.

Total 2

Absent or not voting: None.

Total 0

HB 116 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, Berry, Boland, Brockie, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Ehli, Gibson, Greef, Gursky, Hagan, Hagstrom, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Jacobson, Lang, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Reichner, Schreiner, B. Smith, Squires, Steenberg, Swanson, Washburn, Whitford, Williams, Wilmer, Wilson, Woods.

Total 61

Nays: J. Bennett, Blyton, Brodehl, Doane, Edmunds, Fiscus, Fitzpatrick, Flynn, Galt, Glimm,

HOUSE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 18, 2013

Halvorson, Hansen, Harris, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Laszloffy, Lavin, Miller, O'Neil, Osmundson, Randall, Redfield, Regier, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Welborn, White, Zolnikov, Mr. Speaker.

Total 37

Excused: Boss Ribs, Salomon.

Total 2

Absent or not voting: None.

Total 0

HB 117 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, Berry, Boland, Brockie, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Ehli, Gibson, Greef, Gursky, Hagan, Hagstrom, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Ingraham, Jacobson, Lang, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Reichner, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.

Total 63

Nays: J. Bennett, Blyton, Brodehl, Doane, Edmunds, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Halvorson, Hansen, Harris, Howard, Jones, Kary, Kerns, Knudsen, Laszloffy, Lavin, Miller, O'Neil, Osmundson, Randall, Redfield, Regier, Schwaderer, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov.

Total 35

Excused: Boss Ribs, Salomon.

Total 2

Absent or not voting: None.

Total 0

HB 118 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, Boland, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Ehli, Fitzpatrick, Flynn, Gibson, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Reichner, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Washburn, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.

Total 75

HOUSE JOURNAL
TENTH LEGISLATIVE DAY - JANUARY 18, 2013

Nays: J. Bennett, Berry, Blyton, Doane, Edmunds, Fiscus, Galt, Glimm, Harris, Kary, Kerns, Knudsen, Miller, O'Neil, Randall, Redfield, Regier, Schwaderer, C. Smith, Warburton, Welborn, White, Zolnikov.

Total 23

Excused: Boss Ribs, Salomon.

Total 2

Absent or not voting: None.

Total 0

SJR 1 concurred in as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: None.

Total 0

Excused: Boss Ribs, Salomon.

Total 2

Absent or not voting: None.

Total 0

MOTIONS

Majority Leader Vance moved **HB 73** be moved to the Appropriations committee.

Majority Leader Vance moved **HB 87** be moved from the Judiciary committee to the Business and Labor committee.

Majority Leader Vance moved **HB 90** be moved from the State Administration committee to the Majority Leader Committee on Pensions committee.

Majority Leader Vance moved **HB 95** be moved from the State Administration committee to the Joint Select Committee on Pensions committee.

Majority Leader Vance moved **HB 96** be moved from the State Administration committee to the Joint Select Committee on Pensions committee.

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Majority Leader Vance moved **HB 97** be moved from the State Administration committee to the Joint Select Committee on Pensions committee.

Majority Leader Vance moved **HB 105** be moved from the State Administration committee to the Joint Select Committee on Pensions committee.

Majority Leader Vance moved **HB 112** be moved from the State Administration committee to the Joint Select Committee on Pensions committee.

SPECIAL ORDERS OF THE DAY

HB 55 and HB 17 are currently posted on the Consent Calendar without objection.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Vance moved that the House adjourn until 1:00 p.m., Saturday, January 19, 2013. Motion carried.

House adjourned at 2:15 p.m.

LINDSEY GROVOM
Chief Clerk of the House

MARK BLASDEL
Speaker of the House